

**City of Columbus
Regular City Council Meeting
November 21, 2016**

The November 21, 2016 meeting of the City of Columbus City Council was called to order at 7:01 p.m. by Mayor Dave Povolny at the City Hall. Present were Council Members Denny Peterson, Mark Daly, Jeff Duraine and Bill Krebs; City Administrator Elizabeth Mursko, Attorney Jake Steen, Engineer Dennis Postler, and Public Works Superintendent Jim Windingstad.

Also in attendance were: Karen Peterson, Jena Povolny, Lea Povolny, Steve & Heather Batchelder, Amy Sibley & Tim Sibley, Jeff Meehan and Kent Peterson.

A. CITY COUNCIL REGULAR MEETING

1. Call To Order - Regular Meeting – 7:01 P.M.
2. Pledge of Allegiance

B. CONSENT AGENDA

3. Motion – Approval of the City Council Meeting Minutes 11/09/16
4. Motion – Approval of the City Council Special Meeting Minutes 11/15/2016
5. Motion – Agenda Approval with Additions
6. Motion – Pay Bills as Posted

**Motion by Krebs to approve the consent agenda items 3-6. Seconded by Daly.
Motion carried unanimously.**

C. PRESENTATIONS

7. WCA 2016-4 Sibley Driveway Replacement Plan Application

The Council heard from City Administrator Elizabeth Mursko about a driveway replacement plan for Mr. Tim Sibley's property on 182nd Lane NE. Mr. Sibley purchased a land locked piece of property in Columbus, that is only accessible through a north-south public right of way named Xtra Street. It is Mr. Sibley's intention to use Xtra Street for a private driveway that can reach his property. In order to improve Xtra Street into a driveway that meets regulations, some wetlands would have to be partially filled in. Thus, Columbus has applied for a Wetland Replacement Plan on behalf of Mr. Sibley (because it is a public right of way). The Replacement Plan was approved, under the condition of providing proof that wetland bank credits have been withdrawn from the state wetland bank as specified. The total wetland impact is 3290 SF and the wetland replacement is a wetland bank located in the same major watershed with a total of 6580 SF of wetland credits.

City Administrator Elizabeth Mursko suggested an additional condition to the approval of this request; that Mr. Sibley must apply for a driveway permit to construct his project. The Council then asked for clarification on the difference between the two plans that he submitted. Mr. Sibley explained that one driveway slopes down in some areas, while the other is a level

driveway. He wants to use the plan that slopes slightly, because it has less of an impact on the wetlands. Mr. Sibley also stated that he does not plan to begin construction on the driveway until after winter is over.

Motion by Daly to approve (WCA 2016-5) Wetland Replacement Plan subject to the condition of proof that the Minnesota Board of Water and Soil Resources has withdrawn the credits from the state wetland bank as specified in the Replacement Plan, and the approval of a Driveway Permit from the City. Seconded by Peterson. Motion carried unanimously.

8. Bituminous Roadways Direction

Mr. Kent Peterson from Bituminous Roadways has come back to the City Council for further direction his proposed plan for a new asphalt production facility in Columbus. Council members recently took a trip to see Bituminous Roadways' facility in Shakopee to get an idea for what one might look like in Columbus. The Council agreed that the facility would be a good fit for Columbus, but some consideration should be given to where the best location would be. There are currently two locations being considered; one in the Commercial Industrial District off Lake Drive and one in the Freeway District on Frattalone's Property. Mayor Povolny stated that he believes the best location for the facility would be in the Freeway District because of the noise levels coming from the facility – he is concerned that it would be too loud for the homes on Lake Drive. Mr. Kent Peterson noted that locating in the Freeway District would require rezoning, and asked if the Council would consider doing this for his business. The Council agreed they would be willing to look at rezoning if necessary. Councilmembers Krebs, Daly, and Mayor Povolny all stated that if the Freeway District location does not work, they would be happy to consider the Lake Drive location, as they don't want to lose the business entirely.

Councilmember Jeff Duraine expressed concern about the level of truck traffic going to and from the business. He reminded the Council that the business could add as many as 500 trucks each day to Columbus roads (250 one way each day).

Councilmember Denny Peterson asked if the equipment to be used in the new facility would be older than the equipment used in Shakopee? Kent Peterson explained that he is hoping to buy brand new equipment for the Columbus facility, which would make it somewhat quieter than the facility in Shakopee.

Overall the City Council agreed that this business is a good fit for Columbus. Kent Peterson said he is in discussions with the correct people for purchasing land in the Freeway District (on the Frattalone property) as well as the Commercial Industrial District (off of Lake Drive).

9. Heidelberg Street Direction

At this time City Council members heard from two residents that reside on Heidelberg Street in Columbus. In a previous City Council meeting, Councilmembers spoke with Wayne Gillitzer of 16239 Heidelberg Street, regarding Heidelberg Street. He originally approached the City because he wanted to relocate the turnaround to the end of the street. However, during

consideration of this issue the City realized that there is no public road easement on Heidelberg Street. Without a public road easement, this street technically is a private road. At the previous Council meeting with Mr. Gillitzer, he stated he was fine with taking over snowplowing the driveway and agreed to all maintenance work.

Mrs. Karen Peterson of 16276 Heidelberg Street explained that her husband used to plow Heidelberg Street. When they began going to Florida for the winter (in the 1990's), he asked the city to maintain the road and that's how it has been maintained since. Heather Batchelder of 16244 Heidelberg Street stated that she believes the City should maintain Heidelberg Street because that is how it has been done for the past 20 years. Both Heather and Karen also expressed concern that Mr. Gillitzer will not properly maintain the street, especially because he does not yet live on that property. They are also concerned about what could happen to this maintenance agreement if Mr. Gillitzer moves.

Mayor Povolny stated that in order to make Heidelberg Street a public roadway, a number of improvements will have to be done (potentially including blacktopping), which the residents of Heidelberg Street will be assessed for. Both Mrs. Peterson and Mrs. Betchelder agreed they would not like to pay for the blacktopping of Heidelberg Street. In order to get better direction on this issue, Mayor Povolny asked City Administrator Elizabeth Mursko to facilitate a meeting between all involved parties, to help them come to an agreement and decide once and for all how Heidelberg Street should be maintained.

10. Planning Commission Report

The last Planning Commission meeting (scheduled for 11/16/2016) was cancelled. Therefore, there is no Planning Commission Report.

11. Public Open Forum

No report.

D. STAFF AND CONSULTANT REPORTS

12. ENGINEER REPORT

2017 Seal Coat and Crack Fill Project

City Engineer Dennis Postler gave a report on the streets Public Works has recommended for the City's 2017 crack filling and seal coating improvement plan. The report states that cost for this project would be \$240,000, which includes construction costs and a 15% budgetary number for engineering and administration. Postler explained he will likely try to bid the crack filling separately from seal coating in order to get a better deal.

Mayor Povolny asked if it would be possible for the City to have their own team working on crack filling, rather than contracting from someone else. City Administrator Elizabeth Mursko responded by saying that the City had tried this before, and it was rather difficult to find reliable

temporary help for the job. Public Works Superintendent Jim Windingstad also stated that the largest portion of the cost comes from seal coating rather than crack filling, and seal coating is more expensive and difficult to do on our own.

Councilmember Jeff Duraine asked for clarification on the engineering and administrative costs, as he believes 15% seems high. Postler explained that 15% is a budgetary number, purposely set high. In reality, the costs will be closer to 8-10%, but he wanted to budget for a higher number just in case. The Council said they will take a closer look at the budget when the project goes through, and Postler agreed to provide the Council with a summary of his work to support the engineering and administrative costs.

Motion by Krebs to approve the 2017 Seal and Crack Fill Project with the budget of \$240,000, direct the City Engineer to work with Public Works to prepare plans and specifications, and to receive bids for the 2017 Seal Coat & Crack Fill Project. Seconded by Peterson. Motion carried unanimously.

CSAH 54 Update

City Engineer Dennis Postler next presented an update on the CSAH 54 project in Columbus. He said that Anoka County had a couple questions to ask the Council. The first question was whether or not the Council is satisfied with the walking trail along 54 being on the west side. The Council agreed that either side is fine, and would prefer whichever is cheapest to construct. The second question was what type of design elements the Council would like to see on the new roundabout being put in. The Council also agreed that they would like to keep costs as low as possible, thus they are not requesting any special design features. City Administrator Elizabeth Mursko asked whether they wanted a water line underneath the roundabout, so that it would be possible to put plants on top of the roundabout. The Council agreed that they would like to add the water line underneath for potentially adding irrigation in the future.

The last point of discussion had to do with a pond that is being constructed on the southwest corner of the roundabout. Councilmember Krebs questioned why a pond was being added to this location, because it is a high and dry portion of land that could be used for another purpose. Postler explained that the County was concerned that the parcel could only have right-in right-out access, which is not ideal. Mayor Povolny and Councilmember Daly echoed Krebs' concern, and also pointed out that the piece of land is highly visible and could be an ideal location for a business. Elizabeth Mursko then pointed out that the pond is being added for drainage purposes. Councilmember Denny Peterson stated that he agrees with the County, that access to the property would be too difficult for operations.

Motion by Duraine to ask Anoka County to consider moving the location of the drainage pond from the southwest corner of the roundabout to the northwest corner, in the CSAH 54 project. Seconded by Krebs. Krebs – Aye; Duraine – Aye; Povolny – Aye, Daly – Aye; Peterson – Nay. Motion carried.

Rice Creek Watershed District ACD31 & 46 Cost Allocation Update

Recently the Rice Creek Watershed District repaired some drainage systems and a ditch in Columbus. Before the project was started Columbus received an estimate for the amount they would be responsible for, and that amount was \$49,115 to be spread out over five years. After the project was bid, the City received another estimate for their share to the amount of \$80,106. Because of the large discrepancy between these numbers, City Administrator Elizabeth Mursko and City Engineer Dennis Postler asked Anoka County for clarification. The discrepancy was due to the way that the contractor had bid the project. After discussion between the City Staff and Anoka County, they came to an agreement that the city would pay the original estimate of \$49,115.

NE Metro GWMA Advisory Committee Meeting Update

Dennis Postler presented the North and East Metro Groundwater Management Area Monitoring Data update to the City Council. The presentation had one slide in particular that Postler pointed out, which was White Bear Lake Water Levels. The graph showed that while water levels had been hovering around a good level (roughly 923.13 feet) since the 1940's, the levels have recently dropped to their lowest on record.

13. ATTORNEY REPORT

No report.

14. MAYOR AND CITY COUNCIL MEMBER'S REPORT

Council Member Krebs

Councilmember Bill Krebs reported that he spoke to someone about the TH 97 bridge project, and heard that it may go forward sooner than expected.

Council Member Duraine

No report.

Council Member Daly

No report.

Council Member Peterson

No report.

Mayor Povolny

No report.

15. PUBLIC WORKS REPORT

No Report.

16. CITY ADMINISTRATOR'S REPORT

City Administrator Elizabeth Mursko reported that in December there are two City Council meetings scheduled; December 14th and December 28th. She is wondering if the Council is interested in cancelling the meeting on the 28th since it is between Christmas and New Year's. The Council agreed that they would like to cancel.

Motion by Duraine to cancel the December 28th, 2016 City Council meeting. Seconded by Daly. Motion carried unanimously.

Treasurer's Report

Receipts:	\$	2,962.96
Disbursements:	\$	38,103.67
Balance:	\$	2,801,445.90

E. ANNOUNCEMENTS & REMINDERS

Planning Commission Meeting 12/07/16
Calendar of Meetings

F. ADJOURNMENT

Motion by Peterson to adjourn. Seconded by Daly. Motion carried unanimously. Meeting adjourned at 8:22 p.m.

Respectfully Submitted:

Jessica Hughes, Public Communications Coordinator